

REMARKS

Claims 1-30 are pending. Affirmation is hereby made of the election of Group I, claims 1-20 and 24-30. Claims 14, 17 and 26 have been amended. Claims 1-13, 15-16, 19-23 and 27-30 have been cancelled without prejudice or disclaimer. Applicant reserves the right to file a divisional application on the cancelled claims. Re-examination and reconsideration is respectfully requested.

Specification

The formulaic representations on page 11 of the Specification are objected to as not providing an accurate portrayal of the compounds. Applicant has amended the Specification to clarify the formulaic representation.

The Examiner objected to "ethyl cyclohexan-1-ol" on page 8, line 9 of the specification. "ethyl has been amended to read ethynyl. No new matter has been added as this is supported by original claim 27.

The Examiner has objected to the compound pyradien alcohol. This was simply a typographical error. It has been changed to pyridine alcohol. A compound that should be familiar to the Examiner.

Components E and F in tables 1 and 2 were inadvertently reversed. Appropriate correction has been made.

35 U.S.C. §112 Rejections

Claims 3, 6, 11, 14, 16, 26, 27, 28 and 29 stand rejected under 35 U.S.C. §112 first paragraph. Claims 3, 6, 11, 16 and 27-29 have been cancelled, thereby mooted the rejection with respect to these claims.

The Examiner states that with respect to claim 14, the designation "type 4 or 5" is not defined in the specification. A similar rejection was made in the parent application of this case. The rejection was obviated by the Applicant's statement that "this designation is submitted to be well known to those of ordinary skill in the art. The 4 means that the ethenyl is at the 4 or 5 position." Accordingly, the rejection should be withdrawn here also.

With respect to claim 26, the formula has been amended.

§ 102(b) Rejections

The Examiner has rejected claims 1-5, 7-8, 10-13, 15-16, and 19-20 under § 102(b) as being anticipated by Murumatsu; claims 1-13, 28 and 30 as being anticipated by Enami; claim 20 as being anticipated by Lutz et al.; and claims 1-5, 7-12, 20, 28 and 30 as being anticipated by Mine et al. Solely to speed up prosecution and obtain allowance of the allowable subject matter these claims have all been cancelled, thereby mooted the rejection. Applicant reserves the right to file a divisional application based on these claims.

Allowable Subject Matter

Applicant appreciates the Examiner's acknowledgment of allowable subject matter in claims 14, 17, 18 and 24-26. Claims 14, 17 and 25 have been rewritten in independent form including all the limitations of the base claim and any intervening claims. Claim 18 depends from claim 17, and claims 24 and 26 depend from claim 14. Accordingly, all of these claims should be in condition for allowance.

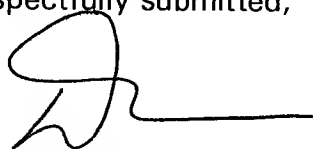
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CONCLUSION

In view of the foregoing, Applicant submits that the application is in condition for allowance, and such action is respectfully submitted at the earliest possible date. Should there be any questions regarding this application, Examiner Zimmer is invited to contact the undersigned attorney at the phone number listed below.

Respectfully submitted,



03/07/03
Date

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